IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Akihiro ISHIGAMI et al.

Serial No. 10/849,013

Filed May 20, 2004

AIR INTAKE SYSTEM AND FORKLIFT **EQUIPPED WITH IT**

Action after the filing of an RCE,

Confirmation No. 7122

Attorney Docket No. 2004_0728A

Group Art Unit 3747

Examiner Noah P. Kamen

MAIL STOP: ISSUE FEE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT **ACCOUNT NO. 23-0975**

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicants request consideration of the reference listed on attached form PTO-1449 and any additional information identified below in paragraph 3. A legible copy of each reference listed on the Form PTO-1449 is enclosed, except a copy is not provided for:

}		each U.S. Patent and U.S. Patent application publication;							
	[]	each reference previously cited in the international application PCT/; and/or							
	0	each reference previously cited in prior parent application Serial No.							
1a.	[] This Information Disclosure Statement is submitted:								
	within three months of the filing date (or of entry into the National Stage) of the above- entitled application, or								
	before t	he mailing of a first Office Action on the merits or the mailing of a first Office O4/24/2006 SZEWDIE1 00000111 10849013 the mailing of a first Office 01 FC:1806 180.00 OP							

and thus no certification and/or fee is required.

1b. [] This Information Disclosure Statement is submitted

after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:

- (1) [] the certification of paragraph 2 below is provided, or
- (2) [] the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.
- 1c. [X] This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:

the certification of paragraph 2 below is provided, and

the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

- 2. It is hereby certified
 - a. [X] that each item of information contained in this Information Disclosure

 Statement was first cited in any communication from a foreign patent office in a

 counterpart foreign application not more than three months prior to the filing of
 the Statement, or
 - b. [] that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.
- 3. [] Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

For each non-English language reference listed on the attached form PTO-1449, reference 4. is made to: a full or partial English language translation submitted herewith, a. Π a foreign patent office search report (in the English language) submitted b. [X] herewith, the concise explanation contained in the specification of the present application c. [] at page, the concise explanation set forth in the attached English language abstract, d. [] the concise explanation set forth below or on a separate sheet attached to the e. [] reference: 5. A foreign patent office search report citing one or more of the references is enclosed. Statement Under 37 CFR 1.704(d) 6. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart application, and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Akihiro ISHIGAMI et al.

W Nils F Pederser

Registration No. 33,145 Attorney for Applicants

NEP/krg Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250 April 21, 2006

Sheet 1 of 1		e.	DEINFORMA	TION DISCLOSURE STATEMEN	NT				
FORM PTO 1449 (modified)				ATTY DOCKET NO.		SERIAL NO. 10/849,013			
PAT	ENT AN	TMENT OF COMMERCE D TRADEMARK OFFICE NOTES CITED BY APPLICA	APR 21 Juliu	2004-0728A					
LIST OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary) Date Submitted to PTO: April 21, 2006				FILING DATE GROUP May 20, 2004 3747					
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EQUIPPED WITH IT

Mail Stop ISSUE FEE

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$180.00 to cover Patent Office fees relating to filing the following attached papers:

'A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of i deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT **ACCOUNT NO. 23-0975**

Akihiro ISHIGAMI et al.

Registration Nb. 33,145 Attorney for Applicants

NEP/krg WENDEROTH, LIND & PONACK, L.L.P. 2033 K St., N.W., Suite 800 Washington, D.C. 20006-1021 Telephone (202) 721-8200 April 21, 2006

[Check No. 7369

2004-0728A